

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

June 17, 2015
6:00 P.M.

Mayor Anne E. McCaffrey called the meeting to order.

ROLL CALL

The following Common Council members answered the roll call:

Aldermen Kibler, Lombardi, Mullane, Fogle, and Genewick.
Alderman Schrader joined the meeting at 6:55 P.M.

INVOCATION

MAYOR'S UPDATE

RECESS

Recess for public input.

061715.1

APPROVAL OF MINUTES

On motion of Alderman Kibler, seconded by Alderman Lombardi, the minutes of the Regular Meeting of June 3, 2015 and the Special Meeting of June 10, 2015 are hereby approved as printed in the Journal of Proceedings. Ayes 5. Carried.

PUBLIC HEARING

The Mayor announced a public hearing on a request for a Special Use Permit made by Redland Quarries N.Y. Inc. for approval to operate a stone quarry at 400 Hinman Road.

Recess for public input.

The Mayor asked the City Clerk if any petitions or communications relative to said Special Use Permit have been received.

1/7/14 Charlene Seekins-Smith, Chairman, Lockport Planning and Zoning Board
– the Board recommends that the request for a special use permit be approved with the following stipulation:

The City Engineer is satisfied that the blasting operation poses no threat to the City water main.

The Mayor closed the public hearing.

PUBLIC HEARING

The Mayor announced a public hearing on a request for a Special Use Permit made by Hydraulic Race Co. for approval to operate a zip line adventure attraction at 5 Gooding Street.

The Mayor asked the City Clerk if any petitions or communications relative to said Special Use Permit have been received.

6/11/15 Charlene Seekins-Smith, Chairman, Lockport Planning and Zoning Board – the Board recommends that the request for a special use permit be approved with the following stipulation:

Documentation from the NYS Canal Corporation is provided to the City of Lockport regarding their approval of the zip line adventure.

6/17/15 Heather Peck, Program Manager, Lockport Main Street Inc. – Lockport Main Street endorses Adventure Ride Lockport and wishes Hydraulic Race Co. the best in achieving its stated goals.

Recess for public input.

The Mayor closed the public hearing.

PUBLIC HEARING

The Mayor announced a public hearing on a request for a Special Use Permit made by Robert Soemann for approval for a temporary sign to be located at 360 Davison Road.

The Mayor asked the City Clerk if any petitions or communications relative to said Special Use Permit have been received.

6/11/15 Charlene Seekins-Smith, Chairman, Lockport Planning and Zoning Board – the Board recommends that the request for a special use permit be approved with the following stipulation:

The sign shall not be lit after 11 p.m.

Recess for public input.

The Mayor closed the public hearing.

FROM THE MAYOR

Appointments:

6/3/15 David Wohleben, 145 Lincoln Avenue, Lockport, NY – appointed as a Commissioner of Deeds. Said term expires on December 31, 2016.
Received and filed.

6/3/15 Matthew Parish, 732 East Robinson Street, North Tonawanda, NY – appointed as a Commissioner of Deeds. Said term expires on December 31, 2016.
Received and filed.

6/4/15 Todd Chenez, Lockport Police Detective/Lieutenant – appointed as a Commissioner of Deeds. Said term expires on December 31, 2016.
Received and filed.

FROM THE CITY CLERK

The Clerk submitted payrolls, bills for services and expenses, and reported that the Department Heads submitted reports of labor performed in their departments.
Referred to the Finance Committee.

Communications (which have been referred to the appropriate City officials)

Notice of Defect:

5/29/15 64 Rochester Street – tree
5/29/15 184 Waterman Street – tree
6/11/15 376 Ohio Street – tree
6/12/15 19 Summer Street – tree
Referred to the Director of Streets and Parks.

Notice of Claim:

6/5/15 Cheryl L. Chunco, 3340 Hartland Road, Gasport, NY
Referred to the Corporation Counsel.

6/10/15 Duane W. Priset, Senior Pastor, Emmanuel United Methodist Church – request permission to conduct their annual block party on July 22, 2015.
Referred to the Committee of the Whole

MOTIONS & RESOLUTIONS

061715.2

By Alderman Genewick:

Resolved, that the Mayor and City Clerk be authorized to issue orders in favor of the claimants for payrolls, bills, and services to be paid on June 19, 2015 as follows:

General Fund	Account #001	\$ 66,648.93
Water Fund	Account #002	\$ 31,640.05
Sewer Fund	Account #003	\$ 44,860.19
Refuse Fund	Account #012	\$ 96,047.96
Payroll	Pay Date 6/11/15	\$ 461,561.72

Seconded by Alderman Kibler and adopted. Ayes 6.

061715.3

By Alderman Genewick:

Resolved, that the request for a special use permit made by Robert Soemann for The Sandtrap Restaurant to utilize a portable sign from April 1st until October 31st located at 360 Davison Road, situated in an R-A Zone, be and the same is hereby approved, subject to the following provision:

The sign shall not be lit after 11 p.m.

The special permit shall go to the applicant only and shall terminate on the sale or transfer of the property, and further it terminates if the use permitted is abandoned for more than one year, if any of the conditions enumerated herein have changed, and in the discretion of the Common Council make such use unsuitable.

Seconded by Alderman Mullane and adopted. Ayes 6.

061715.4

By Alderman Lombardi:

Resolved, that pursuant to their request, the Sesquicentennial Committee is hereby granted permission to conduct an outdoor concert on July 3, 2015 following the Independence Day Parade, and it be further

Resolved, that said permission includes the following:

1. Sale of food and drink items including alcoholic beverages, crafts and related items.
2. Barricade Elm Street between Main Street and Walnut Street.
3. Resolved that the Common Council hereby designates the aforesaid event as a temporary event as defined by Section 53-1 of the City Code (alcoholic Beverages) which shall terminate/lapse upon the completion of said event, and be it further,

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of barricades, street closed signs, and trash bins to the area prior to the event.

Seconded by Alderman Fogle and adopted. Ayes 6.

061715.5

By Alderman Lombardi:

Resolved, that pursuant to their request, the Palace Theater is hereby granted permission to barricade a portion of Main Street between Elm Street and Charles Street to conduct a Bootleggers Ball on July 15, 2015 from 6:00 p.m. until 10:00 p.m., and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of barricades and street closed signs to the area prior to the event.

Seconded by Alderman Genewick and adopted. Ayes 6.

061715.6

By Alderman Fogle:

Whereas, the City has received grant from the Grigg Lewis Foundation for Summer Youth and Recreation programs, and

Whereas, revenues related to the grant were not budgeted for the year 2015, now therefore be it

Resolved, that the 2015 budget be amended as follows:

INCREASE REVENUE:

001-0001-2189	Youth & Recreation Funding	\$30,000.00
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INCREASE EXPENSE:

001-7310-4378	Youth & Recreation Programs	\$30,000.00
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Seconded by Alderman Mullane and adopted. Ayes 6.

061715.7

By Alderman Fogle:

Whereas, the City has received a Grant from the Drug Enforcement Administration for the Game Changers Program in the amount of \$18,000.00, and

Whereas, the revenues and activities related to the grant were not budgeted for the year 2015, now therefore be it

Resolved, that 2015 be amended as follows:

INCREASE REVENUES:

001-0001-4389	Game Changers Program	\$18,000.00
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INCREASE APPROPRIATIONS:

001-3120-4428	Game Changers Program Expenses/ Consultants, Equipment, T-Shirts	\$18,000.00
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Seconded by Alderman Kibler and adopted. Ayes 6.

061715.8

By Alderman Genewick:

Resolved, that pursuant to their request, the Lockport Fire Department is hereby granted permission to conduct a Community Picnic Day at Altro Park on August 2, 2015 beginning at 12:00 p.m., and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of extra trash bins prior to the event.

Seconded by Alderman Lombardi and adopted. Ayes 6.

061715.9

By Alderman Lombardi:

Resolved, that pursuant to their request, permission is hereby granted the Emmanuel United Methodist Church to barricade Wakeman Alley on Wednesday, July 22, 2015, for a block party, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of barricades and traffic cones to said area prior to said event.

Seconded by Alderman Mullane and adopted. Ayes 6.

061715.10

By Alderman Lombardi:

Whereas, the Lockport City Planning Board approved a recommendation for a Special Use Permit for a zip line adventure attraction over the Erie Canal, and

Whereas, the Hydraulic Race Company, Inc., owners of the Lockport Cave & Underground Boat Ride, are proposing to build a platform next to their 5 Gooding Street building and two other platforms on state property, and

Whereas, the zip line is expected to increase tourism and pedestrian foot traffic in the downtown area, now therefore be it

Resolved, that the Hydraulic Race Company, Inc. is hereby granted a Special Use Permit effective upon filing with the City Clerk a letter from the NYS Canal Corporation approving/authorizing the use of state property for the location of the zip line project, and be it further

Resolved, that the special permit shall go to the applicant only and shall terminate on the sale or transfer of the property, and further it terminates if the use permitted is abandoned for more than one year, if any of the conditions enumerated herein have changed.

Seconded by Alderman Kibler and adopted. Ayes 6.

061715.10A

By Alderman Lombardi:

Resolved, that pursuant to their request, Lockport Main Street, Inc. is hereby granted permission to have a community market on Canal Street each Saturday beginning July 4th and running through October 3rd, 2015, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of refuse containers to the area prior to the said dates.

Seconded by Alderman Fogle and adopted. Ayes 6.

061715.10B

By Alderman Lombardi:

Whereas, the Historic Lockport Mill Race, Inc., a 501(c)(3) tax exempt organization, is seeking funding from multiple sources to restore and renovate the mill race and former Lockport Gas & Electric building, and requires a legal possessory interest in the building to obtain said funding, to complete necessary repairs and maintenance to preserve the building, and to begin the planning stages of both restoration and renovation efforts, it is hereby

Resolved, that pursuant to Section 61 of the City Charter the Mayor be and is hereby authorized to enter into the attached one (1) year lease with the Historic Lockport Mill Race, Inc. for the sum of one (1) and no more dollars.

Seconded by Alderman Kibler and adopted. Ayes 6.

061715.10C

By Alderman Schrader:

Whereas, on November 22, 2014, a vehicle struck city fire hydrant #170 in front of 157 Park Lane Circle, and

Whereas, the Water Department has billed and received a check for \$1,498.05 for repairs to the fire hydrant, now therefore be it

Resolved, that the 2015 budget be amended as follows:

Increase:	002-0002-2144	Water Misc Billing	\$1,498.05
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Increase:	002-8340-4722-0203	Hydrants & Valves	\$1,498.05
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Seconded by Alderman Genewick and adopted. Ayes 6.

061715.11

ADJOURNMENT

At 7:45 P.M. Alderman Kibler moved the Common Council be adjourned until 6:00 P.M., Wednesday, July 1, 2015.

Seconded by Alderman Lombardi and adopted. Ayes 6.

SHIRLEY M. BROWNING
Deputy City Clerk